

10191/3949

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : Robert ERHART et al.
International Application No. : PCT/DE02/03879
International Filing Date : October 14, 2002
U.S. Serial No. : 10/505,562
For : **METHOD AND APPARATUS FOR
TRANSMITTING MEASUREMENT DATA**

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**RESPONSE TO MISSING REQUIREMENTS
UNDER 35 U.S.C. 371**

S I R :

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed April 8, 2005), Applicants submit herewith a fully executed Declaration, in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is also enclosed.

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration to Deposit Account No. 11-0600.

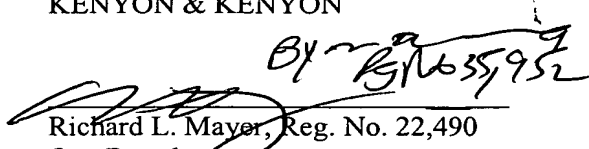
The Office is also hereby authorized to charge Deposit Account No. 11-0600 with any additional fees required by this paper or credit any overpayment. An additional copy of this letter is enclosed for this purpose

Respectfully submitted,
KENYON & KENYON

Date:

5/23/05

05/31/2005 GFREY1 00000076 110600 10505562
01 FC:1617 130.00 DA

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R01 PCT/PTO 23 MAY 2005 #4



UNITED STATES PATENT AND TRADEMARK OFFICE

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U.S. APPLICATION NUMBER NO. 10/505,562	FIRST NAMED APPLICANT Robert Erhart	ATTY. DOCKET NO. 10191/3949
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INTERNATIONAL APPLICATION NO. PCT/DE02/03879

I.A. FILING DATE 10/14/2002	PRIORITY DATE 02/22/2002
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 NEW YORK, NY 10004

CONFIRMATION NO. 7426

371 FORMALITIES LETTER



OC000000015677306

Date Mailed: 04/08/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/23/2004
- English Translation of the IA filed on 08/23/2004
- Copy of the International Search Report filed on 08/23/2004
- Preliminary Amendments filed on 08/23/2004
- Information Disclosure Statements filed on 08/23/2004
- Oath or Declaration filed on 08/23/2004
- Request for Immediate Examination filed on 08/23/2004
- U.S. Basic National Fees filed on 08/23/2004
- Substitute Specification filed on 08/23/2004
- Priority Documents filed on 08/23/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

CHARITTA A BURT

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PART 1 - ATTORNEY/APPLICANT COPY

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10/505,562	PCT/DE02/03879	10191/3949